

No. 9/6/86-6Lab./5601.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Ambala, in respect of the dispute between the workman and the management of M/s. Super Rubber Enterprises, 71/3, Mile Stone, G. T. Road, Karnal.

IN THE COURT OF SHRI V. P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT,
AMBALA

Reference No. 50 of 1984

SHRI SHANKAR LAL, WORKMAN AND THE MANAGEMENT OF THE MESSRS SUPER
RUBBER ENTERPRISES, 71/3, MILE STONE, G. T. ROAD, KARNAL

Present :

Shri Jang Bahadur for workman.

Shri Vijay Kumar, for respondent.

AWARD

The Hon'ble Governor of Haryana in the exercise of the powers conferred,—vide clause (C) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947, referred dispute between Shri Shankar Lal, Son of Shri Hans Raj, Village Uchani, Post Office Bas, District Gorakhpur, U. P. and the Messrs Supar Rubbar Enterprises, Karnal, to this Court. The terms of the reference are as under :—

“Whether termination of services of Shri Shankar Lal, is just and correct, if not, to what relief is he entitled ?”

Workman alleged that he has been serving the respondent management for the last many years. His services were terminated in a most arbitrary manner in violation of section 25 (F) of Industrial Disputes Act, 1947. He prayed for his reinstatement with continuity in service and with full back wages.

Respondent-management contested the claim of the workman and contended that workman was employed on contractual basis i. e. only for six months on temporary basis. As soon as the contract period was over services of workman came to an end automatically. So it was contended that there is no question of termination of services of workman in violation of section 25 (F). Nor workman is entitled to reinstatement as prayed for.

Workman filed re-joinder controverted the allegations of the respondent-management and re-asserted his claim as mentioned in the statement of claim.

On the pleadings of the parties the following issues were framed :

Issues :

1. Whether termination order of services of applicant is legal, if not what relief applicant is entitled ? OPM
2. Whether applicant has got no *locus standi* to file the present claim.
3. Whether application is not maintainable in present form.
4. Whether Labour Court has got no jurisdiction to try the dispute in question ? OPR
5. Relief.

Management in support of its case examined Shri Ramji Lal and thereafter, tendered into evidence requisite documents and closed its evidence. The case was fixed for management evidence. Shri Jang Bahadur Authorised Representative of workman made statement that he does not want to pursue this application it be dismissed as withdrawn.

In view of statement of Shri Jang Bahadur the claim of the workman is dismissed as withdrawn with no orders as to costs. I passed award regarding the dispute between the parties accordingly.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.

Dated. 2nd June, 1986

Endorsement No. 1501, dated 2nd June, 1986.

Forwarded (four copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.

No. 9/6/86-Lab./5602. In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Ambala in respect of the dispute between the workman and the management of M/s. Super Rubber Enterprises, 71/3 Mile Stone, G. T. Road, Karnal

IN THE COURT OF SHRI V.P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT,
AMBALA

Ref. No. 49 of 1984.

SHRI RAM BILAS, WORKMAN AND THE MANAGEMENT OF THE MESSERS SUPER
RUBBER ENTERPRISES, 71/3, MILE STONE, G. T. ROAD KARNAL

Present :

Shri Jang Bahadur for the workman.

Shri V. K. Arora for the respondent.

AWARD

The Hon'ble Governor of Haryana in the exercise of powers conferred,—vide clause (C) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947 has referred dispute between Shri Ram Bilas, C O Shri Jang Bahadur Yadav, Organising Secy. Super Tyre Karamchari Sangh, Karnal and the Messrs Super Rubber Enterprises, Karnal to this court. The terms of the reference are as under :

“Whether the termination of services of Shri Ram Bilas is just and correct, if not, to what relief is he entitled ?”

Workman alleged that he has been serving the respondent-management for the last many years. His services were terminated in a most arbitrary manner in violation of section 25(F) of Industrial Disputes Act, 1947. He prayed for his reinstatement with continuity in service and with full back wages.

Respondent-management contested the claim of the workman and contended that workman was employed on contractual basis i. e. only for six months on temporary basis. As soon as the contract period was over services of the workman came to an end automatically. So it was contended that there is no question of termination of services of workman in violation of section 25(F). Nor workman is entitled to reinstatement as prayed for.

Workman filed re-joinder controverted the allegations of the respondent-management and re-asserted his claim as mentioned in the statement of claim.

On the pleadings of the parties the following issues were framed :

Issues :

- (1) Whether termination order of services of applicant is legal, if not to what relief applicant is entitled to ? OPM
- (2) Whether applicant has got no *locus-standi* to file the present claim.
- (3) Whether application is not maintainable in present form.
- (4) Whether Labour Court has got no jurisdiction to try the dispute in question ? OPR
- (5) Relief.

Management in support of its case examined Shri Ramji Lal and thereafter, tendered into evidence requisite documents and closed its evidence. The case was fixed for management evidence. Shri Jang Bahadur, Authorised Representative of workman made statement that he does not want to pursue this application it be dismissed as withdrawn.

In view of statement of Shri Jang Bahadur the claim of the workman is dismissed as withdrawn with no orders as to cost. I pass award regarding the dispute between the parties accordingly.

V. P. CHAUDHARY,

Presiding Officer,

Labour Court, Ambala.

Dated the 2nd June, 1986.

Endst. No. 1502, dated the 2nd June, 1986.

Forwarded (four copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under subsection 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,

Presiding Officer,

Labour Court, Ambala.

No. 9/6/86-6Lab./5603.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Ambala in respect of the dispute between the workman and the management of M/s. Super Rubber Enterprises, 71/3 Milestone, G. T. Road, Karnal.

IN THE COURT OF SHRI V. P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT,
AMBALA

Reference No. 52 of 1984

SHRI JAI PARKASH, WORKMAN AND THE MANAGEMENT OF THE MESSRS SUPER
RUBBER ENTERPRISES, 71/3, MILESTONE, G.T. ROAD, KARNAL

Present.—

Shri Jang Bahadur for the workman.

Shri V.K. Arora for the respondent.

AWARD.

The Hon'ble Governor of Haryana in the exercise of powers conferred,—vide clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 referred dispute between Shri Jai Parkash, son of Shri Ram Dass village Vanboand District Buland Shāhar and the management of the Messrs Super Rubber Enterprises, Karnal to this Court. The terms of the reference are as under :—

Whether termination of services of Shri Jai Parkash is justified and correct. If not, to what relief is he entitled ?

Workman alleged that he has been serving the respondent-management for the last many years. His services were terminated in a most arbitrary manner in violation of section 25 (F) of Industrial Dispute Act, 1947. He prayed for his reinstatement with continuity in service and with full back wages.

Respondent-management contested the claim of the workman and contended that workman was employed on contractual basis i.e., only for six months on temporary basis. As soon as the contract period was over services of the workman came to an end automatically. So it was contended that there is no question of termination of services of workman in violation of section 25(F). Nor workman is entitled to reinstatement as prayed for.

Workman filed rejoinder controverted the allegations of the respondent-management and re-asserted his claim as mentioned in the statement of claim.

On the pleadings of the parties the following issues were framed :

Issues:

1. Whether termination order of services of applicant is legal. If not, to what relief applicant is entitled to ? OPM
2. Whether applicant has got no *locus-standi* to file the present claim.
3. Whether application is not maintainable in present form.
4. Whether Labour Court has got no jurisdiction to try the dispute in question ? OPR.
5. Relief.

Management in support of its case examined Shri Ramji Lal and thereafter tendered into evidence requisite documents closed its evidence. The case was fixed for management evidence. Shri Jang Bahadur Authorised Representative of workman made statement that he does not want to persue this application it be dismissed and withdrawn.

In view of statement of Shri Jang Bahadur the claim of the workman is dismissed as withdrawn with no orders as to costs. I pass award regarding the dispute between the parties accordingly.

Dated the 2nd June, 1986.

V. P. CHAUDHARY,

Presiding Officer.
Labour Court, Ambala.

Endorsement No. 1503, dated 2nd June, 1986.

Forwarded (four copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,

Presiding Officer,
Labour Court, Ambala.

No. 9/6/86-6Lab/5604. —In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Ambala, in respect of the dispute between the workman and the management of M/s. Super Rubber Enterprises, 71/3, Mile Stone, G. T. Road, Karnal :—

IN THE COURT OF SHRI V. P. CHAUDHRY, PRESIDING OFFICER, LABOUR COURT,
AMBALA

Reference No. 59 of 1984

between

SHRI DHURB DEV VISHAVKARMA, WORKMAN AND THE MANAGEMENT
OF THE M/S. SUPER RUBBER ENTERPRISES, 71/3, MILE STONE,
G. T. ROAD, KARNAL

Present :—

Shri Jang Bahadur, for workman.

Shri V. K. Arora, for respondent.

AWARD

The Governor of Haryana, in the exercise of the powers conferred,—*vide* clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947, referred dispute, between Shri Dhurb Dev Vishavkarma son of Rambali Vishavkarma, Sanjay Gandhi Colony, village Cambopura, P. O. Mulhuban, District Karnal (Haryana) and the M/s Super Rubber, Enterprises Karnal, to this Court. The terms of the reference are as under :—

Whether the termination of services of Shri Dhurb Dev Vishavkarma just and correct ? If not, to what relief is he entitled ?

Workman alleged that he has been serving the respondent-management for the last many years. His services were terminated in a most arbitrary manner in violation of section 25 (F) of the Industrial Disputes Act, 1947. He prayed for his reinstatement with continuity in service and with full wages.

Respondent-management contested the claim of the workman and contended that workman was employed on contractual basis i.e only for six months on temporary basis. As soon as the contract period was over services of workman came to an end automatically. So it was contended that there is no question of termination of services of workman in violation of section 25 (F). Nor workman is entitled to reinstatement as prayed for.

Workman filed re-joinder controverted the allegations of the respondent-management and re-asserted his claim as mentioned in the statement of claim.

On the pleadings of the parties the following issues were framed :—

Issues:

1. Whether termination order of services of applicant is legal, if not to what relief applicant is entitled ? OPM
2. Whether applicant has got not *locus-standi* to file present claim.
3. Whether application is not maintainable in present form.
4. Whether Labour Court has got no jurisdiction to try the dispute in question ? OPR
5. Relief.

Management in support of its case examined Shri Ramji Lal and thereafter, tendered into evidence requisite documents and closed its evidence. The case was fixed for management evidence. Shri Jang Bahadur, Authorised Representative of workman made statement that he does not want to pursue this application it be dismissed as withdrawn.

In view of statement of Shri Jang Bahadur the claim of the workman is dismissed as withdrawn with no orders as to costs. I pass award regarding the dispute between the parties accordingly.

Dated the 2nd June, 1986.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.

Endorsement No. 1504, dated 2nd June, 1986.

Forwarded (four copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.

No. 9/6/86-6Lab./5605.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Ambala, in respect of the dispute between the workman and the management of M/s. Super Rubber Enterprises, 71/3, Mile Stone, G. T. Road, Karnal :—

IN THE COURT OF SHRI V. P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT, AMBALA

Ref. No. 55 of 1984

SHRI RAMAYAN PARSHAD WORKMAN AND THE MANAGEMENT OF THE MESSRS SUPER RUBBER ENTERPRISES, 71/3, MILE STONE, G. T., ROAD, KARNAL

Present :—

Shri Jang Bahadur for workman.
Shri V. K. Arora for respondent.

AWARD

The Hon'ble Governor of Haryana in the exercise of powers conferred,—vide clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947 referred dispute between Shri Ramayan Parshad son of Shri Krishan Village & P. O. Daha, Karnal and the Messrs Supper Rubber Enterprises, Karnal to this court. The terms of the reference are as under :—

“Whether termination of services of Shri Ramayan Parshad is just and correct? If not, to what relief is he entitled?

Workman alleged that he has been serving the respondent-management, for the last many years. His services were terminated in a most arbitrary manner in violation of section 25 (F) of Industrial Disputes Act, 1947. He prayed for his reinstatement with continuity in service and with full back wages.

Respondent-management contested the claim of the workman contended that workman was employed on contractual basis i. e. only for six months on temporary basis. As soon as the contract period was over services of workman came to an end automatically. So it was contended that there is no question of termination of services of workman in violation of section 25 (F). Nor workman is entitled to reinstatement as prayed for.

Workman filed re-joinder controverted the allegations of the respondent management and re-asserted his claim as mentioned in the statement of claim.

On the pleadings of the parties the following issues were framed :—

Issues :—

1. Whether termination order of services of applicant is legal, if not to what relief applicant is entitled? OPM
2. Whether applicant has got no *locus-standi* to file the present claim.
3. Whether application is not maintainable in present form.
4. Whether Labour Court has got no jurisdiction to try the dispute in question? OPR
5. Relief.

Management in support of its case examined Shri Ramji Lal and thereafter, tendered into evidence requisite documents and closed its evidence. The case was fixed for management evidence Shri Jang Bahadur, Authorised representative of workman made statement that he does not want to pursue this application it be dismissed as withdrawn.

In view of statement of Shri Jang Bahadur the claim of the workman is dismissed as withdrawn with no orders as to costs. I pass award regarding the dispute between the parties accordingly.

V, P. CHAUDHARY,

Dated 2nd June, 1986.

Presiding Officer,
Labour Court, Ambala.

Endst. No. 1505, dated the 2nd June, 1986.

Forwarded (four Copies) to the Financial Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,

Presiding Officer,
Labour Court, Ambala.